

IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
MAGISTRATE CRIMINAL MINUTES

**FILED**  
DISTRICT COURT OF GUAM

JAN 10 2006

MARY L.M. MORAN  
CLERK OF COURT

CASE NO. MG-05-00009

DATE: 01/10/2006

HON. JOAQUIN V. E. MANIBUSAN, JR., Magistrate Judge, Presiding  
Court Recorder and Courtroom Deputy: Virginia T. Kilgore  
Hearing Electronically Recorded: 11:05:59 - 11:09:53

Law Clerk: None Present

CSO: N. Edrosa / J. Lizama

\*\*\*\*\* APPEARANCES \*\*\*\*\*

DEFT: DONALD C. ALDAN

(X) PRESENT (X) CUSTODY ( ) BOND ( ) P.R.

ATTY : ALEX MODABER

(X) PRESENT ( ) RETAINED (X) FPD ( ) CJA APPOINTED

U.S. ATTORNEY: JOSEPH TOCK

AGENT:

U.S. PROBATION: CARMEN O'MALLAN

U.S. MARSHAL: G. PEREZ

PROCEEDINGS: INITIAL APPEARANCE AND ORDER TO SHOW CAUSE WHY PRETRIAL  
RELEASE CONDITIONS SHOULD NOT BE REVOKED

- ( ) COMPLAINT READ TO DEFENDANT  
( ) FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: \_\_\_\_\_, ATTORNEY APPOINTED  
( ) DEFENDANT SWORN AND EXAMINED: AGE: \_\_\_\_ HIGH SCHOOL COMPLETED: \_\_\_\_\_  
( ) DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES  
( ) GOV'T SUMMARIZES THE EVIDENCE ( ) GOV'T SUBMITS TO THE PLEA AGREEMENT  
( ) COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT  
OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA  
( ) DEFENDANT WAIVE READING OF ( ) COMPLAINT ( ) INFORMATION ( ) INDICTMENT  
( ) PLEA ENTERED: ( ) GUILTY ( ) NOT GUILTY - TO: \_\_\_\_\_  
( ) COUNT(S) \_\_\_\_\_ DISMISSED ON GOVERNMENT'S MOTION  
( ) PLEA AGREEMENT FILED: \_\_\_\_\_ PLEA: ( ) ACCEPTED ( ) REJECTED  
( ) COURT ORDERS PLEA AGREEMENT SEALED  
( ) COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: \_\_\_\_\_ FOR RECOMMENDATION.  
( ) SENTENCING DATE: \_\_\_\_\_ at \_\_\_\_\_ ( ) STATUS HEARING: \_\_\_\_\_ at \_\_\_\_\_  
( ) PRESENTENCE REPORT ORDERED AND DUE: \_\_\_\_\_

PROCEEDINGS CONTINUED TO: \_\_\_\_\_ at \_\_\_\_\_

- (X) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR ( ) PROCESSING (X) DETENTION  
( ) DETENTION HEARING REQUESTED BY \_ GOV'T \_ DEFT IS SET FOR: \_\_\_\_\_ at \_\_\_\_\_

Defense counsel informed the Court that his client is detained pursuant to a parole violation in his local case which began in September and will terminate in May. He further stated that his client wishes to proceed with his plea of guilty. Defendant orally waived his hearing before a District Court Judge. The Court set a change of plea hearing for Tuesday, January 24, 2006 at 9:00 a.m. The Court further ordered that the defendant remain detained pursuant to the detention order in his local case.